

CHAP. 123.

Proviso.

citizens of Washington County," be and the same is hereby repealed; provided, however, that the repeal of said Act shall in no manner effect or impair the validity of the stock subscribed for or issued in pursuance of said Act, it being the purpose of this section only to rescind and repeal that provision of said Act of 1866 which requires two of the directors of the said Western Maryland Railroad Company to be citizens of Washington county.

How to be  
made  
effective.

Section 5. *And be it further enacted*, That the provisions of this Act are made and enacted to be effective only in the event that a sale shall be made by the Mayor and City Council of Baltimore of its interest in the Western Maryland Railroad, and upon the conditions that any purchaser or purchasers of the interest of the said Mayor and City Council of Baltimore in said railroad, shall, at the time of the purchase of said city's interest therein, also purchase the interest of Washington county therein at a price or sum which shall be in the same proportion to the price or sum to be paid by such purchaser or purchasers for said city's interest as the investment of Washington county in said railroad bears to the investment of the Mayor and City Council of Baltimore therein, upon the same basis of calculation, and a tender by said purchaser or purchasers of said price or sum, calculated as aforesaid, to the Board of County Commissioners of Washington county shall be deemed a fulfillment and performance of said further express conditions, and upon such tender the provisions of the preceding section of this Act shall be in full force and effect; provided, however, that if the Board of County Commissioners of Washington county shall have absolutely and unconditionally sold and disposed of its interest in the said road before the Mayor and City Council of Baltimore shall have sold and disposed of the interest of Baltimore city therein, then and in that event the provisions of this section shall not apply to the purchaser of the said city's interest; and provided, further, that if at the time of the purchase by any purchaser of the interest of the said city in said railroad the said County Commissioners of said county shall not have absolutely and unconditionally sold and disposed of the interest of said county in said road, then and in such event the purchaser of the interest of said city shall be required to pay or tender to said County Commissioners the price or sum for the said county's interest, as is hereinbefore stated and provided.

PROVISO.

Sec. 6. *And be it further enacted*, That the purchaser<sup>1</sup> or purchasers of said interests of the Mayor and City Council of Baltimore and of Washington county in the Western Maryland Railroad Company shall covenant and agree with the